

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

IN RE WILMINGTON TRUST
SECURITIES LITIGATION

This document relates to: ALL ACTIONS

Master File No. 10-cv-00990-SLR

(Securities Class Action)

Hon. Sue Robinson

ELECTRONICALLY FILED

NOTICE OF INTENT TO ASSERT BANK EXAMINATION PRIVILEGE

Pursuant to the parties' Joint Letter to the Court, dated September 5, 2014 (Dkt # 252), intervenor the Board of Governors of the Federal Reserve System ("Board") hereby provides notice to the Court and parties that it will assert bank examination privilege for documents designated as "Federal Reserve," either alone or jointly with another federal or State bank regulatory agency, on privilege logs provided to the Board by defendants Wilmington Trust Corporation and Wilmington Trust Company and KPMG LLC on October 3, 2014.

Non-party the Office of the Comptroller of the Currency ("OCC") is represented by the OCC counsel listed below. The OCC wishes to inform the parties and the Court that the OCC will assert bank examination privilege for documents designated as "OCC," either alone or jointly with another federal or State bank regulatory agency, on privilege logs provided to the OCC by defendants Wilmington Trust Corporation and Wilmington Trust Company and KPMG LLC on October 3, 2014.

Dated: October 17, 2014

Respectfully submitted,

Katherine H. Wheatley
Associate General Counsel
Board of Governors of the Federal Reserve System

/s/

Yvonne F. Mizusawa
Senior Counsel
Board of Governors of the Federal Reserve System
20th & C Streets N.W.
Washington, D.C. 20551
(PH) (202) 452-3436
(FAX) (202) 736-5615
Yvonne.f.mizusawa@frb.gov

Counsel for Intervenor the Board of Governors of
the Federal Reserve System

HORACE G. SNEED
Director of Litigation

CHRISTOPHER STERBENZ
Counsel – Litigation Division
Office of the Comptroller of the Currency
400 7th Street SW
Washington, DC 20219
(202) 649-6314
Christopher.sterbenz@occ.treas.gov

Counsel for Non-Party the Office of the
Comptroller of the Currency